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WESTALL

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

JOHN DOE, ET AL.,  
  
Plaintiffs,  
  
v.  
  
GOOGLE LLC, ET AL.,  
  
Defendants.

CASE NO.: 5:20-cv-07502-BLF

**JOINT STIPULATED REQUEST TO  
CHANGE TIME REGARDING  
RESPONSE TO FIRST AMENDED  
COMPLAINT**

1 Plaintiffs John Doe, Michael Doe, James Doe, Henry Doe, Robert Doe, Christopher Doe,  
2 Matthew Doe, Polly St. George, Scott Degroat, Mishel McCumber, Daniel Lee, Jeff Pedersen,  
3 Jordan Sather, and Sarah Westall (“Plaintiffs”) and Defendants Google LLC and YouTube, LLC  
4 (“Defendants”) (collectively, “the Parties”), by and through their respective counsel of record,  
5 hereby stipulate as follows:

6 WHEREAS, Plaintiffs filed this action on October 26, 2020;

7 WHEREAS, shortly thereafter, Plaintiffs applied to this Court for a temporary restraining  
8 order and for an order to show cause why a preliminary injunction should not issue (*see* Dkt. No.  
9 8);

10 WHEREAS, this Court denied Plaintiffs’ application for a temporary restraining order on  
11 November 3, 2020 (*see* Dkt. No. 27);

12 WHEREAS, Plaintiffs subsequently informed Defendants of their intention to amend the  
13 Complaint and to move for a preliminary injunction;

14 WHEREAS, on November 17, 2020, Plaintiffs filed a First Amended Complaint (*see*  
15 Dkt. No. 30), and Defendants have until December 1, 2020 to answer or otherwise respond to the  
16 First Amended Complaint;

17 WHEREAS, Defendants anticipate moving to dismiss Plaintiffs’ claims pursuant to Rule  
18 12(b)(6) of the Federal Rules of Civil Procedure;

19 WHEREAS, the Parties expect that the briefing on Plaintiffs’ anticipated motion for a  
20 preliminary injunction and Defendants’ anticipated motion to dismiss will present many of the  
21 same legal issues and arguments;

22 WHEREAS, the Parties have agreed, subject to this Court’s approval, that Defendants’  
23 deadline to respond to the First Amended Complaint should be held in abeyance until after this  
24 Court issues its ruling on Plaintiffs’ anticipated preliminary injunction motion;

25 WHEREAS, the Parties believe that holding in abeyance the deadline for Defendants’  
26 response to the Complaint will serve the interest of judicial economy and will preserve the  
27 resources of the Parties and this Court;

1 WHEREAS, the Parties have agreed that, within one week of issuance of the Court's  
2 ruling on Plaintiffs' preliminary injunction motion, they will meet and confer regarding a  
3 briefing schedule for Defendants' anticipated motion to dismiss;

4 WHEREAS, the Parties have agreed to file a subsequent stipulation and proposed  
5 scheduling order concerning Defendants' anticipated motion to dismiss shortly thereafter;

6 WHEREAS, the Parties have sought no previous extensions of time in this case;

7 WHEREAS, this joint request is being made in the interests of judicial economy and in  
8 good faith, is not for the purpose of delay, and will not prejudice any party;

9 NOW, THEREFORE, based on the above stipulation, pursuant to Civil Local Rules 6-2  
10 and 7-12, and with Defendants and Plaintiffs reserving all rights and defenses, the Parties  
11 respectfully ask the Court to enter the attached proposed order, which provides that:

12 1. Defendants' deadline to answer or otherwise respond to Plaintiffs' First Amended  
13 Complaint shall be held in abeyance until after this Court issues its ruling on Plaintiffs'  
14 anticipated motion for a preliminary injunction;

15 2. Within one week of issuance of the Court's ruling on Plaintiffs' preliminary  
16 injunction motion, the Parties shall meet and confer regarding a briefing schedule for  
17 Defendants' anticipated motion to dismiss; and

18 3. The Parties shall file a subsequent stipulation and proposed scheduling order  
19 concerning Defendants' anticipated motion to dismiss shortly thereafter.  
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Respectfully submitted,

Dated: December 3, 2020

WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation

By: /s/ Lauren Gallo White  
LAUREN GALLO WHITE

Attorneys for Defendants  
GOOGLE LLC and YOUTUBE, LLC

Dated: December 3, 2020

ARMENTA & SOL, PC

By: /s/ M. Cris Armenta  
M. CRIS ARMENTA

Attorneys for Plaintiffs

**ATTORNEY ATTESTATION**

I, Lauren Gallo White, am the ECF User whose ID and password are being used to file this document. In compliance with N.D. Cal. Civil L.R. 5-1(i)(3), I hereby attest that concurrence in the filing of this document has been obtained from each of the other Signatories.

By: /s/ Lauren Gallo White  
Lauren Gallo White